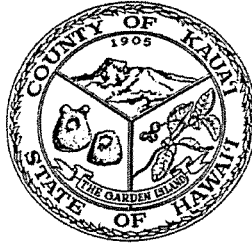


COUNTY COUNCIL

Mel Rapozo, Chair
Ross Kagawa, Vice Chair
Mason K. Chock
Gary L. Hooser
Arryl Kaneshiro
KipuKai Kualii
JoAnn A. Yukimura



OFFICE OF THE COUNTY CLERK


Ricky Watanabe, County Clerk
Jade K. Fountain-Tanigawa, Deputy County Clerk

Telephone (808) 241-4188
Fax (808) 241-6349
Email cokcouncil@kauai.gov

Council Services Division
4396 Rice Street, Suite 209
Lihu'e, Kaua'i, Hawaii 96766

MEMORANDUM

March 27, 2015

TO: Bernard P. Carvalho, Jr., Mayor
FROM:  Mel Rapozo, Council Chair
RE: **MARCH 25, 2015 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its March 25, 2015 Council Meeting:

CONSENT CALENDAR:

C 2015-86 Communication (02/13/2015) from the Deputy Director of Finance, transmitting for Council information, the 2015 Real Property Assessment List of the County of Kaua'i pursuant to Section 5A-2.2, Kaua'i County Code 1987, as amended. *(Received for the Record.)*

C 2015-88 Communication (03/02/2015) from the Housing Director, transmitting for Council consideration, a Resolution Authorizing the Filing of the Kaua'i County 2015 Action Plan (HOME Investment Partnerships Program) with the Department of Housing and Urban Development, United States of America, for a Grant Under Title II of the Cranston-Gonzalez National Affordable Housing Act (Public Law 101-625), As Amended. *(Received for the Record.)*

C 2015-89 Communication (03/02/2015) from the Housing Director, transmitting for Council consideration, a Resolution Authorizing the Filing of the Kaua'i County 2015 Action Plan (Community Development Block Grant) with the Department of Housing and Urban Development, United States of America, for a Grant Under Title I of the Housing and Community Development Act of 1974 and 1987 (Public Laws 93-383 and 100-242), As Amended. *(Received for the Record.)*

C 2015-90 Communication (03/05/2015) from Council Chair Rapozo, transmitting for Council consideration and confirmation, Council appointee Charlotte L. Ho'omanawanui to the Kaua'i Historic Preservation Review Commission (At-Large) for the County of Kaua'i – Term ending 12/31/2017. *(Received for the Record.)*

C 2015-92 Communication (03/09/2015) from Councilmember Kualii, transmitting for Council consideration, a Resolution Appointing a Representative and Alternate to the Executive Committee of the Hawai'i State Association of Counties (HSAC) and Nominating a Representative to Serve as a Director on the National Association of Counties (NACo) Board of Directors, pursuant to Section 5 of the Bylaws of the Hawai'i State Association of Counties. ***(Received for the Record.)***

C 2015-93 Communication (03/09/2015) from the Mayor, transmitting for Council consideration and confirmation, the following Mayoral appointees to the various Boards and Commissions for the County of Kaua'i:

1. Cost Control Commission

- Tricia-Lynn K. Yamashita – Term ending 12/31/2017

2. Fire Commission

- Mari L. Yokoi – Term ending 12/31/2017

3. Planning Commission

- Kimo M. Keawe (*Environment*) – Term ending 12/31/2017
- Thomas P. Contrades (*Labor*) – Term ending 12/31/2017

4. Police Commission

- Savita Agarwal – Term ending 12/31/2017

(Received for the Record.)

C 2015-94 Communication (03/10/2015) from Council Vice Chair Kagawa, transmitting for Council consideration, a Proposed Draft Bill for an Ordinance relating to Real Property Taxes. The purpose of this Bill is to reinstate the Credit Union Exemption which would exempt credit unions from paying real property taxes in excess of three hundred dollars (\$300). ***(Received for the Record.)***

C 2015-95 Communication (03/10/2015) from Councilmember Kaneshiro, providing written disclosure of a possible conflict of interest and recusal, with regard to C 2015-74 (Grove Farm Right of Entry Agreement). ***(Received for the Record.)***

C 2015-96 Communication (03/13/2015) from the Mayor, transmitting his Fiscal Year 2015-2016 Budget Message, along with the proposed Operating Budget, Capital Improvement Projects (CIP) Budget, and Schedule of Charges and Fees. ***(Received for the Record.)***

C 2015-97 Communication (03/13/2015) from Ernest W. Barreira, Acting Director of Finance, transmitting for Council information, supplemental property tax revenue information pertaining to the estimated reduction in real property tax revenues resulting from the Home Preservation Limit and Very Low Income tax relief measure enacted by the Kaua'i County Council, based on the Real Property Assessment Certification for Fiscal Year 2016 factored with the existing real property tax rates. ***(Received for the Record.)***

C 2015-100 Communication (03/13/2015) from Councilmember Yukimura, providing written disclosure of a possible conflict of interest and recusal, relating to the Comprehensive Economic Development Strategies (CEDS) – Keiki to Career Workforce Readiness appropriation in the Office of Economic Development, Fiscal Year 2015-2016 Mayor's Operating Budget Submittal, as she is on the Leadership Council for the Keiki to Career – Workforce Readiness initiative. ***(Received for the Record.)***

C 2015-101 Communication (03/13/2015) from Councilmember Yukimura, providing written disclosure of a possible conflict of interest and recusal, relating to the Boys & Girls Club appropriation in the Department of Parks & Recreation – Kaua'i War Memorial Convention Hall, Fiscal Year 2015-2016 Mayor's Operating Budget Submittal, as she is on the Kaua'i Advisory Board for the Boys & Girls Club of Hawai'i. ***(Received for the Record.)***

C 2015-102 Communication (03/13/2015) from Councilmember Kaneshiro, providing written disclosure of a possible conflict of interest and recusal, relating to the Grove Farm (Puhī Metals Recycling) Liabilities appropriation in the Department of Finance – administration and 800 MHZ radio Site lease: Grove Farm appropriation in the Civil Defense Agency, Fiscal Year 2015-2016 Mayor's Operating Budget Submittal, as he is a Project Specialist employed by Grove farm Company, Inc. ***(Received for the Record.)***

C 2015-103 Communication (03/13/2015) from Councilmember Kaneshiro, providing written disclosure of a possible conflict of interest and recusal, relating to the East Kaua'i Soil & Water Conservation District appropriation in the Department of Public Works, Fiscal Year 2015-2016 Mayor's Operating Budget Submittal, as he is a Director for this organization. ***(Received for the Record.)***

C 2015-104 Communication (03/13/2015) from Councilmember Kaneshiro, providing written disclosure of a possible conflict of interest and recusal, relating to the Kaua'i Economic Development Board (KEDB) – Food & Agriculture Program appropriation in the Office of Economic Development, Fiscal Year 2015-2016 Mayor's Operating Budget Submittal, as he is a committee member on the KEDB Food & Agriculture Committee. ***(Received for the Record.)***

C 2015-105 Communication (03/13/2015) from Councilmember Kualii, providing written disclosure of a possible conflict of interest and recusal, relating to the YWCA – Family Violence Center and YWCA – Sexual Assault treatment Program appropriations in the Office of Economic Development, Fiscal Year 2015-2016 Mayor's Operating Budget Submittal, as he is the Director of Operations for this organization. ***(Received for the Record.)***

COMMUNICATIONS:

C 2015-87 Communication (02/27/2015) from the Acting Director of Finance, transmitting for Council information, the Period 5 and 6 Financial Reports – Detailed Budget Reports, Statements of Revenues (Estimated and Actual), Statements of Expenditures and Encumbrances, and Revenue Reports as of December 31, 2014, pursuant to Section 21 of Ordinance No. B-2014-781, relating to the Operating Budget of the County of Kaua'i for the Fiscal Year 2014-2015. ***(Referred to the April 1, 2015 Budget & Finance Committee Meeting.)***

C 2015-91 Communication (03/06/2015) from the Acting Director of Finance, transmitting for Council information, the Period 7 Financial Report – Detailed Budget Report, Statement of Revenues (Estimated and Actual), Statement of Expenditures and Encumbrances, and Revenue Report as of January 31, 2015, pursuant to Section 21 of Ordinance No. B-2014-781, relating to the Operating Budget of the County of Kauaʻi, for the Fiscal Year 2014-2015. ***(Referred to the April 1, 2015 Budget & Finance Committee Meeting.)***

C 2015-98 Communication (03/13/2015) from Ernest W. Barreira, Acting Director of Finance, transmitting for Council consideration, a Bill for an Ordinance to amend Chapter 6, Article 14, Kauaʻi County Code 1987, as amended, relating to the Public Access, Open Space, Natural Resources Preservation Fund to establish a “floor” appropriation minimum of one-half of one percent (0.5%), as stated in the Kauaʻi County Charter, of the annual certified Real Property Tax revenues appropriated to the Fund. ***(Received for the Record.)***

C 2015-99 Communication (03/13/2015) from Ernest W. Barreira, Acting Director of Finance, transmitting for Council consideration, proposed increases of one-half of one cent (\$0.005) to the Motor Vehicle Weight Tax rates as outlined below:

1. Effective January 1, 2016
 - One-half of one cent (\$0.005) per pound for passenger vehicles.
2. Effective January 1, 2017
 - One-half of one cent (\$0.005) per pound for passenger vehicles.
 - One-half of one cent (\$0.005) per pound for freight vehicles.

(Received for the Record.)

C 2015-106 Communication (03/06/2015) from the Fire Chief, requesting Council approval to receive and expend the recurring Volunteer Fire Assistance Grant No. 14-DG-11052012-122 in the amount of \$18,750, which provides federal financial, technical, and other assistance to organize, train, and equip fire departments in rural areas to prevent and suppress fires. ***(Approved.)***

C 2015-107 Communication (03/10/2015) from the Executive on Transportation, requesting Council approval to apply for, receive, indemnify, and expend an additional allocation from an existing annual grant award from Federal Transit Administration (FTA) Section 5311 funds provided to the County of Kauaʻi in the amount of \$1,000,000, for operational and capital expenses. ***(Referred to the April 1, 2015 Budget & Finance Committee Meeting.)***

C 2015-108 Communication (03/12/2015) from the County Engineer, requesting Council approval to apply for, receive, expend, and indemnify the State of Hawaiʻi, Department of Transportation for State Planning and Research Program (SPR) funding for the following:

1. The first grant will be used for a Bus Stop Pedestrian Access study to develop concept plans and establish priorities for Americans with Disabilities Act (ADA) compliant and safe pedestrian access to bus stops. The project will cost two hundred thousand dollars (\$200,000), and the SPR funding request is for one hundred sixty thousand dollars (\$160,000).

2. The second grant will be used for plans, and Environmental Documents / Clearances / Cost Estimates relating to the Westside Shared Use Path Phase I. The project will cost two hundred fifty thousand dollars (\$250,000), and the SPR funding request is for two hundred thousand dollars (\$200,000). ***(Approved.)***

COMMITTEE REPORTS: APPROVED.

RESOLUTIONS:

Resolution No. 2015-26 – RESOLUTION ESTABLISHING THE REAL PROPERTY TAX RATES FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016 FOR THE COUNTY OF KAUAI ***(Public Hearing scheduled for May 13, 2015 at 5:00 p.m., and referred to the Budget & Finance Committee.)***

Resolution No. 2015-27 – RESOLUTION AUTHORIZING THE FILING OF THE KAUAI COUNTY 2015 ACTION PLAN (HOME INVESTMENT PARTNERSHIPS PROGRAM) WITH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, UNITED STATES OF AMERICA, FOR A GRANT UNDER TITLE II OF THE CRANSTON-GONZALEZ NATIONAL AFFORDABLE HOUSING ACT (PUBLIC LAW 101-625), AS AMENDED ***(Deferred.)***

Resolution No. 2015-28 – RESOLUTION AUTHORIZING THE FILING OF THE KAUAI COUNTY 2015 ACTION PLAN (COMMUNITY DEVELOPMENT BLOCK GRANT) WITH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, UNITED STATES OF AMERICA, FOR A GRANT UNDER TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AND 1987 (PUBLIC LAWS 93-383 AND 100-242), AS AMENDED ***(Deferred.)***

Resolution No. 2015-29 – RESOLUTION CONFIRMING COUNCIL APPOINTMENT TO THE KAUAI HISTORIC PRESERVATION REVIEW COMMISSION (*Charlotte L. Ho'omanawanui – At-Large*) ***(Approved.)***

Resolution No. 2015-30 – RESOLUTION APPOINTING A REPRESENTATIVE AND ALTERNATE TO THE EXECUTIVE COMMITTEE OF THE HAWAII STATE ASSOCIATION OF COUNTIES AND NOMINATING A REPRESENTATIVE TO SERVE AS A BOARD OF DIRECTOR FOR THE NATIONAL ASSOCIATION OF COUNTIES ***(Approved.)***

Resolution No. 2015-31 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE COST CONTROL COMMISSION (*Tricia-Lynn K. Yamashita*) ***(Approved.)***

Resolution No. 2015-32 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE FIRE COMMISSION (*Mari L. Yokoi*) ***(Deferred pending interview.)***

Resolution No. 2015-33 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE PLANNING COMMISSION (*Kimo M. Keawe – Environmental*) ***(Approved.)***

Resolution No. 2015-34 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE PLANNING COMMISSION (*Thomas P. Contrades – Labor*) ***(Received for the Record.)***

Resolution No. 2015-35 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE POLICE COMMISSION (*Savita Agarwal*)
(Deferred pending interview.)

BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2582) – A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET AND FINANCING THEREOF FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016 (*Fiscal Year 2015-2016 Operating Budget*) ***(Approved on 1st reading, Public Hearing scheduled for May 13, 2015 at 5:00 p.m., and referred to the Budget & Finance Committee.)***

Proposed Draft Bill (No. 2583) – A BILL FOR AN ORDINANCE RELATING TO CAPITAL IMPROVEMENTS AND FINANCING THEREOF FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016 (*Fiscal Year 2015-2016 CIP Budget*) ***(Approved on 1st reading, Public Hearing scheduled for May 13, 2015 at 5:00 p.m., and referred to the Budget & Finance Committee.)***

Proposed Draft Bill (No. 2584) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAXES (*Re-instate Credit Union Exemption*) ***(Approved on 1st reading, Public Hearing scheduled for April 22, 2015, and referred to the Budget & Finance Committee.)***

Proposed Draft Bill (No. 2585) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 6, ARTICLE 14, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE PUBLIC ACCESS, OPEN SPACE, NATURAL RESOURCES PRESERVATION FUND ***(Approved on 1st reading, Public Hearing scheduled for April 22, 2015, and referred to the Planning Committee.)***

Proposed Draft Bill (No. 2586) – A BILL FOR AN ORDINANCE AMENDING SECTION 5-2.3, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO MOTOR VEHICLE WEIGHT TAX ***(Received for the Record.)***

BILL FOR SECOND READING:

Bill No. 2579 – A BILL FOR AN ORDINANCE AUTHORIZING THE OFFICE OF THE COUNTY AUDITOR TO PROCURE THE SERVICES OF A CONTRACT AUDITOR AND APPROVING A CONTRACT FOR A CONTRACT AUDITOR FROM APPROPRIATIONS OF A LATER FISCAL YEAR FOR MORE THAN ONE FISCAL YEAR ***(Approved.)***

Thank you for following up as appropriate, including confidential routing to any appropriate parties, and please do not hesitate to contact me or Council Services Staff if you need further information. Please note that this memo presents a summary of the action taken, and reference should be made to the official minutes for a complete record.

cc: KCT Department Heads (*Via E-mail*)
KCT CCs (*Via E-mail*)
Council Services Staff (*Via E-mail*)